

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

ANDREA WIMMER, and AARON
LANDHERR,

Plaintiffs,

vs.

CITY OF ST. CHARLES, JASON
FRANKLIN, MICHAEL TIEMANN, and
JOHN DOES #1-3,

Defendants.

Cause No.: 4:21-cv-01126

AFFIDAVIT

I, Aaron Landherr, being first duly sworn and upon my oath, and states as follows:

1. I have been advised by the attorney of my choosing of the proposed settlement in this matter, as stated in the Settlement Agreement (presented in camera), the laws applicable to this matter, and the provable facts underlying same. I have reviewed such Settlement Agreement and agree to the terms therein, subject to the final approval of this court.
2. I understand I have a right to have my case heard by a trial or the court and that I could receive, more, less, or no recovery. By entering into the settlement agreement, I voluntarily and knowingly give up these rights. I have similarly been advised of the risks of proceeding to a contested apportionment hearing, and find that a mutually agreed settlement and apportionment by and among all parties, is in my individual best interest.
3. I find that the amounts apportioned to the individual parties is a fair and reasonable division of the total settlement amount in accordance with the laws applicable to this matter and the provable facts underlying same.
4. I find that the total settlement amount of the settlement to be approved by this court, is similarly fair and reasonable given the laws applicable to this matter and the provable facts underlying same.
5. To my knowledge, decedent has no other children, parents, or spouses entitled to notice of this matter or any portion of the proposed settlement thereof.

